



183.39735AX4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: B. TOWNSEND, et al.

Serial No.: 10/529,220

Filed: March 25, 2005

For: PROSTHETIC FOOT WITH TUNABLE PERFORMANCE

Group: 3738

Examiner: Bruce Edward SNOW

International Appln. No.: PCT/US2002/030471

International Filing Date: September 26, 2002

**TERMINAL DISCLAIMER**

**Mail Stop: AMEND - FEE**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

March 26, 2007

Sir:

Petitioner, BIOQUEST PROSTHETICS LLC, having its place of business at 4615 Sheppard Street, Bakersfield, California 93313 represents that it is the sole owner of the entire interest of U.S. Application No. 10/529,220, filed March 25, 2005, for PROSTHETIC FOOT WITH TUNABLE PERFORMANCE, and that the Assignment of all rights in connection therewith has been filed for recording on March 23, 2007 and copy thereof is enclosed herewith.

Petitioner hereby disclaims all that portion of the term of any patent to be issued on the above-identified application subsequent to the expiration date of the full statutory term, defined in 35 U.S.C. § 154 (b) (1) (4) and 173, of

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any U.S. Patent issuing from commonly owned U.S. Patent Application No. 11/411,133 and any U.S. Patent issuing from commonly owned U.S. Patent Application No. 11/234,159, and hereby agrees that any patent issued on the above-identified application shall be enforceable only for and during such time as any U.S. Patent issuing from said Application Nos. 11/411,133 and 11/234,159, and the above-identified application are commonly owned.

Petitioner, however, does not disclaim the terminal part of any patent granted on the instant application prior to the expiration date of the full statutory term, defined in 35 U.S.C. §154 to 156 and 173, of said any U.S. Patent issuing from said Application Nos. 11/411,133 and 11/234,159 in the event that said any U.S. Patent expires: for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321; has all claims cancelled by a reexamination certificate; is reissued; or is otherwise terminated prior to expiration of the above-referred-to full statutory term, except for the separation of legal title as stated above.

This disclaimer is to be binding with respect to any patent granted on the above-identified application, and is binding upon grantees, their successors, or assignees of any interests.

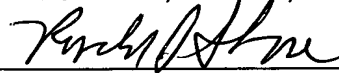
The undersigned is an attorney of record in this application and is empowered to act on behalf of BIOQUEST PROSTHETICS LLC for execution and submission of Terminal Disclaimers, in accordance with the provisions 37 C.F.R. §1.321(b) and (c), effective January 4, 1994.

The undersigned hereby declares that all statements made herein of

his own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP



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Ronald J. Shore

Registration No. 28,577

RJS/kmh  
(703) 312-6600  
Attachments